

RENTON CITY COUNCIL
Regular Meeting

August 18, 2008
Monday, 7 p.m.

Council Chambers
Renton City Hall

MINUTES

CALL TO ORDER

Mayor Denis Law called the meeting of the Renton City Council to order and led the Pledge of Allegiance to the flag.

**ROLL CALL OF
COUNCILMEMBERS**

MARCIE PALMER, Council President; DON PERSSON; TERRI BRIERE; RICH ZWICKER; GREG TAYLOR; RANDY CORMAN. MOVED BY PALMER, SECONDED BY CORMAN, COUNCIL EXCUSE ABSENT COUNCILMEMBER KING PARKER. CARRIED.

**CITY STAFF IN
ATTENDANCE**

DENIS LAW, Mayor; JAY COVINGTON, Chief Administrative Officer; LAWRENCE J. WARREN, City Attorney; BONNIE WALTON, City Clerk; ALEX PIETSCH, Community and Economic Development Administrator; GREGG ZIMMERMAN, Public Works Administrator; MARTY WINE, Assistant CAO; PREETI SHRIDAR, Communications Director; ANGIE MATHIAS, Associate Planner; DEPUTY CHIEF ROBERT VAN HORNE, Fire Department; COMMANDER PAUL CLINE, Police Department.

PUBLIC MEETING

Annexation: Earlington, 80th
Ave S & S 134th St

This being the date set and proper notices having been posted and published in accordance with local and State laws, Mayor Law opened the public meeting to consider the 10% Notice of Intent to annex petition for the proposed Earlington Annexation; 100.81 acres located generally east of 80th Ave. S. and north of S. 134th St.

Alex Pietsch, Community and Economic Development Administrator, pointed out that the Earlington neighborhood was annexed in 1948, and the annexation currently being considered is an addition to the previous annexation. Associate Planner Mathias reported that the annexation site contains 121 single-family homes, three duplexes, one commercial development, steep slopes, and a possible stream. She stated that public services are currently provided by Fire District #20, Renton water and sewer service, and the Renton School District.

Reviewing the site's zoning, Ms. Mathias stated that the existing King County zoning is R-6 (six dwelling units per gross acre), R-8 (eight dwelling units per gross acre), and R-12 (12 dwelling units per gross acre). She stated that the City's Comprehensive Plan designates the site as eligible for both residential single family (RSF) and residential medium density (RMD) zoning. Ms. Mathias noted that the site will likely be zoned R-8 (eight dwelling units per net acre) in the RSF areas and either R-10 (ten dwelling units per net acre) or R-14 (14 dwelling units per net acre) in the RMD areas.

Ms. Mathias reported that the proposed annexation is generally consistent with City annexation policies and Boundary Review Board objectives. Regarding the fiscal impact analysis, she stated that a deficit of \$60,074 is estimated at current development and a surplus of \$76,524 is estimated at full development. She pointed out that maintaining the 11.57 lane miles of roadway is a contributing factor to the estimated fiscal deficit, noting that the number of lane miles is high for an annexation of this size.

Regarding department comments, Ms. Mathias indicated that the Utility Division indicated that some stormwater updates will be needed, the Parks Division noted a shortfall of recreational amenities and activities in the area,

and

the Transportation Division noted that the roads are not necessarily up to City standards, and one intersection will likely need improvements to reduce accidents. No other comments were expressed.

Council discussion ensued regarding the appropriateness of accepting annexations with deficits during tough economic times, state and/or county funding eligibility, and sending mixed-messages about accepting annexations.

Public comment was invited.

Ronald Minter (Seattle) stated that residents in the area are seeking more governance. He remarked that most citizens in the annexation area live, shop, and work in Renton. Mr. Minter noted that King County can no longer support the area and has reduced many public services. He concluded by stating that the West Hill Business Association has been supportive of annexation efforts for many years.

Paul Berry (Seattle) President, West Hill Community Council, stated that he is not speaking on behalf of the Council or the West Hill Governance Study Group, and is generally opposed to annexation. Mr. Berry remarked that he is opposed to this annexation because he believes it is a piecemeal approach to annexing the West Hill area. He stated that the piecemeal approach reduces resources making it more difficult to provide public services needed in the community. He opined that Mr. Minter wants to be annexed so he can connect to City utilities and reduce his water bill.

MOVED BY CORMAN, SECONDED BY TAYLOR, COUNCIL ALLOW THE SPEAKER THREE ADDITIONAL MINUTES. CARRIED.

Mr. Berry concluded by stating that he believes he can and will ask the Boundary Review Board (BRB) to take a look at the annexation. He suggested that the BRB would be against a piecemeal approach in regards to this particular area.

Councilmember Corman stated that the West Hill was recently re-added to Renton's Potential Annexation Area, and that the issue could be revisited at a later date.

MOVED BY PERSSON, SECONDED BY CORMAN, COUNCIL CLOSE THE PUBLIC MEETING. CARRIED.

MOVED BY PERSSON, SECONDED BY CORMAN, COUNCIL ACCEPT THE 10% NOTICE OF INTENT PETITION FOR THE EARLINGTON ANNEXATION AND AUTHORIZE THE CIRCULATION OF A 60% DIRECT PETITION TO ANNEX SPECIFYING THAT SIGNERS SUPPORT FUTURE ZONING CONSISTENT WITH THE CITY'S COMPREHENSIVE PLAN LAND USE DESIGNATION FOR THE AREA AND THAT SIGNERS WILL NOT BE REQUIRED TO ASSUME THEIR PROPORTIONAL SHARE OF THE CITY'S EXISTING OUTSTANDING INDEBTEDNESS. CARRIED.

CONSENT AGENDA

Items on the consent agenda are adopted by one motion which follows the listing. At the request of Councilmember Briere, item 6.c. was removed for separate consideration.

Council Meeting Minutes of 8/11/2008	Approval of Council meeting minutes of 8/11/2008. Council concur.
Appointment: Library Board	Mayor Law appointed Kelly Bailey to the Library Board for a term expiring on 6/1/2013. Refer to <u>Community Services Committee</u> .
Appointment: Municipal Arts Commission	Mayor Law appointed the following individuals to the Municipal Arts Commission: Valerie Gower for an unexpired term expiring on 12/31/2009 (position previously held by Kristi Hand), Wesley Van Doren for an unexpired term expiring on 12/31/2009 (position previously held by Eleanor Simpson), and Denise Zullig for an unexpired term expiring on 12/31/2010 (position previously held by Dawn Murin). Refer to <u>Community Services Committee</u> .
City Clerk: Cable Franchise Renewal	Administrative, Judicial, and Legal Services Department recommended amending and extending the cable television franchise with Comcast through 2013, implementing a 35-cent per subscriber per month Public, Educational, and Governmental (PEG) fee; and approving a lease agreement for the City's I-net. Refer to <u>Committee of the Whole</u> ; set public hearing on 9/8/2008.
Court Case: Cedar River & Soos Creek Water and Sewer Districts, CRT-08-008	Court Case filed on behalf of Cedar River Water and Sewer District and Soos Creek Water and Sewer District by David F. Jurca, Helsell Fetterman, LLP, vs. King County and Snohomish County, et al, regarding alleged unlawful sewer disposal charges and payments made from the Water Quality Fund (Brightwater). Refer to <u>City Attorney and Insurance Services</u> .
CAG: 08-115, Dayton Ave NE/NE 22nd St Drainage Improvement, Pivetta Brothers Construction	City Clerk reported bid opening on 8/12/2008 for CAG-08-115, Dayton Ave. NE/NE 22nd St. Drainage Improvement project, 15 bids; engineer's estimate \$195,032.61; and submitted staff recommendation to award the contract to low bidder Pivetta Brothers Construction, Inc. in the amount of \$162,990. Council concur.
CAG: 03-131, Duvall Ave NE Improvements, Berger/Abam Engineers	Transportation Systems Division recommended approval of Supplemental Agreement #8 to CAG-03-131, agreement with Berger/Abam Engineers, Inc. in the amount of \$389,038 for services for the Duvall Ave. NE Widening project. Council concur.
Solid Waste: 2008-2009 Coordinated Prevention Grant Agreement, WA Ecology	Utility Systems Division recommended approval to accept \$70,251 from the Washington State Department of Ecology's 2008-2009 Coordinated Prevention Grant Program for efforts promoting food waste (organic) composting. The City's share is \$23,417. Council concur. (See page 270 for resolution.)
CAG: 03-160, 2008 Local Hazardous Waste Management Program, King County Grant	Utility Systems Division recommended approval of addendum #5 to CAG-03-160, King County Suburban City contract, accepting \$29,386.95 for Renton's 2008 Local Hazardous Waste Management Program. Council concur. (See page 270 for resolution.)
Solid Waste: 2008-2009 Waste Reduction & Recycling Grant Agreement, King County	Utility Systems Division recommended approval to accept \$219,462 from King County's 2008-2009 Waste Reduction and Recycling Grant Program to fund Special Recycling Events, the Natural Yard Care Program, and the Renton ReUse It! event. Council concur. (See page 270 for resolution.)
Utility: Cross-Connection Control Program, Vehicle Purchase	Utility Systems Division recommended re-appropriating \$21,940 from the Water Utility's Intermittent Salary and Benefits budget to their Machine and Equipment budget to purchase a vehicle from the Development Services Division for the Cross-Connection Control Program. Council concur.

Utility: Panther Creek Culvert
Repair, Budget Amend

Utility Systems Division recommended amending the 2008 Budget by transferring \$600,000 from the 2008 Shattuck Ave. Storm System Improvement project expenditure account to the Carr Rd./Panther Creek Emergency Culvert Repair project expenditure account and further recommended, due to the emergency nature of the project, that the Mayor and City Clerk be authorized to sign the construction contract provided that the contract amount does not exceed \$600,000. Council concur. (See page 271 for ordinance.)

Utility: Surface Water
Facilities, FEMA Grant,
Budget Amend

Utility Systems Division recommended amending the 2008 Budget to accept \$337,132 from the Federal Emergency Management Administration (FEMA) to repair damages to the Elliot Spawning Channel and Maplewood Sedimentation Pond related to the November 2006 and December 2007 flood disasters. Refer to Finance Committee.

MOVED BY PALMER, SECONDED BY CORMAN, COUNCIL APPROVE THE CONSENT AGENDA AS AMENDED TO REMOVE ITEM 6.c. FOR SEPARATE CONSIDERATION. CARRIED.

**SEPARATE
CONSIDERATION ITEM
6.c.**

Appointment: Planning
Commission

Mayor Law appointed the following individuals to the Planning Commission: Lisa Brines for an unexpired term expiring on 1/31/2011 (position previously held by Yong Lee), Michael Drollinger for an unexpired term expiring 6/30/2010 (position previously held by Robert Bonner, Jr.), Shawn Duffy for a term expiring on 6/30/2011, and Kevin Poole for a term expiring on 6/30/2011. Refer to Community Services Committee. Council concur.

MOVED BY BRIERE, SECONDED BY ZWICKER, COUNCIL CONCUR IN CONSENT AGENDA ITEM 6.c. CARRIED.

**UNFINISHED BUSINESS
Finance Committee**

City Clerk: Cable Franchise
Renewal

Finance Committee Chair Persson presented a report supporting the staff recommendation to approve a Public, Educational, and Governmental (PEG) fee, in the revised amount of 19-cents per subscriber per month, to be included as part of the cable television franchise extension; and recommended that this matter be referred to the Committee of the Whole for consideration on September 8.*

Councilmember Persson clarified that the Administration had recommended a 35-cent per subscriber fee and the Committee recommended a 19-cent fee. He stated that the funds will be used for upgrading video and audio equipment in Council Chambers.

*MOVED BY PERSSON, SECONDED BY CORMAN, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

**RESOLUTIONS AND
ORDINANCES**

RESOLUTION 3961

Solid Waste: 2008-2009
Coordinated Prevention Grant
Agreement, WA Ecology

A resolution was read authorizing the Mayor and City Clerk to enter into an interlocal cooperative agreement with the State of Washington Department of Ecology for a grant to assist in organic recycling. MOVED BY BRIERE, SECONDED BY ZWICKER, COUNCIL ADOPT THE RESOLUTION AS READ. CARRIED.

RESOLUTION 3962

CAG: 03-160, 2008 Local
Hazardous Waste Management
Program, King County Grant

A resolution was read authorizing the Mayor and City Clerk to enter into an interlocal cooperative agreement with the Seattle-King County Department of Public Health. MOVED BY BRIERE, SECONDED BY ZWICKER, COUNCIL ADOPT THE RESOLUTION AS READ. CARRIED.

RESOLUTION 3963

Solid Waste: 2008-2009 Waste
Reduction & Recycling Grant
Agreement, King County

A resolution was read authorizing the Mayor and City Clerk to enter into an interlocal cooperative agreement for 2008-2009 with King County for a waste reduction and recycling grant. MOVED BY BRIERE, SECONDED BY ZWICKER, COUNCIL ADOPT THE RESOLUTION AS READ. CARRIED.

The following ordinance was presented for first reading and referred to the Council meeting of 9/8/2008 for second and final reading:

Utility: Panther Creek Culvert
Repair, Budget Amend

An ordinance was read amending the 2008 Budget by transferring \$600,000 within the approved Surface Water Utility Construction Fund (427) from the Shattuck Ave. Storm System Improvement Project expenditure account to the Carr Rd./Panther Creek Emergency Culvert Repair Project expenditure account. MOVED BY PERSSON, SECONDED BY BRIERE, COUNCIL REFER THE ORDINANCE FOR SECOND AND FINAL READING ON 9/8/2008. CARRIED.

The following ordinance was presented for second and final reading and adoption:

ORDINANCE 5405

CED: 2008 Neighborhood
Program Grants, Budget
Amend

An ordinance was read amending the 2008 Budget by transferring funding of \$18,780 for the Neighborhood Grant Program from the General Fund, Community and Economic Development Department 000/023, to the Municipal Facilities CIP Fund 316. MOVED BY BRIERE, SECONDED BY ZWICKER, COUNCIL ADOPT THE ORDINANCE AS READ. ROLL CALL. ALL AYES. CARRIED.

NEW BUSINESS

Mayor: Seattle Seahawks

Mayor Law officially welcomed the Seattle Seahawks to their new home along Lake Washington in Renton.

ADJOURNMENT

MOVED BY PERSSON, SECONDED BY CORMAN, COUNCIL ADJOURN. CARRIED. Time: 7:37 p.m.

Bonnie I. Walton, CMC, City Clerk

Recorder: Jason Seth
August 18, 2008